

03-1579-CD
TIMOTHY R. WILLIAMS, SR. vs. CARNS EQUIPMENT COMPANY et al.

COURT OF COMMON PLEAS

FROM

JUDICIAL DISTRICT

DISTRICT JUSTICE JUDGMENT

COMMON PLEAS No.

03-1579-CD

NOTICE OF APPEAL

Notice is given that the appellant has filed in the above Court of Common Pleas an appeal from the judgment rendered by the District Justice on the date and in the case mentioned below.

Carns Equipment Company and Jeffrey Carns

46-3-02

NAME OF APPELLANT

MAG. DIST. NO. OR NAME OF D.J.

164 Nelson Road

Clearfield

PA

16830

ADDRESS OF APPELLANT

CITY

STATE

ZIP CODE

9-29-03

DATE OF JUDGMENT

IN THE CASE OF (Plaintiff)

(Defendant)

9-29-03

CLAIM NO.

Timothy Williams Sr.

vs. Carns Equipment Company and Jeffrey

Carns

CV

0000310-03

LT

SIGNATURE OF APPELLANT OR HIS ATTORNEY OR AGENT

This block will be signed ONLY when this notation is required under Pa. R.C.P.J.P. No. 1008B.

This Notice of Appeal, when received by the District Justice, will operate as a SUPERSEDEAS to the judgment for possession in this case.

If appellant was CLAIMANT (see Pa. R.C.P.J.P. No. 1001(6) in action before District Justice, he MUST FILE A COMPLAINT within twenty (20) days after filing his NOTICE of APPEAL.

Signature of Prothonotary or Deputy

PRAECIPE TO ENTER RULE TO FILE COMPLAINT AND RULE TO FILE

(This section of form to be used ONLY when appellant was DEFENDANT (see Pa. R.C.P.J.P. No. 1001(7) in action before District Justice. IF NOT USED, detach from copy of notice of appeal to be served upon appellee).

PRAECIPE: To Prothonotary

Enter rule upon Timothy R. Williams, Sr.

Name of appellee(s)

, appellee(s), to file a complaint in this appeal

(Common Pleas No. 03-1579-CD) within twenty (20) days after service of rule or suffer entry of judgment of non pros.

Signature of appellant or his attorney or agent

RULE: To Timothy R. Williams, Sr., appellee(s).

Name of appellee(s)

(1) You are notified that a rule is hereby entered upon you to file a complaint in this appeal within twenty (20) days after the date of service of this rule upon you by personal service or by certified or registered mail.

(2) If you do not file a complaint within this time, a JUDGMENT OF NON PROS WILL BE ENTERED AGAINST YOU.

(3) The date of service of this rule if service was by mail is the date of mailing.

Date: Oct. 21, 2003

Signature of Prothonotary or Deputy

FILED

OCT 21 2003

William A. Shaw
Prothonotary/Clerk of Courts

PROOF OF SERVICE OF NOTICE OF APPEAL AND RULE TO FILE COMPLAINT

(This proof of service MUST BE FILED WITHIN TEN (10) DAYS AFTER filing the notice of appeal. Check applicable boxes)

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF _____; SS. _____

AFFIDAVIT: I hereby swear or affirm that I served

- ☐ a copy of the Notice of Appeal, Common Pleas No. _____, upon the District Justice designated therein on (date of service) _____, ☐ by personal service ☐ by (certified) (registered) mail, sender's receipt attached hereto, and upon the appellee, (name) _____, on _____, ☐ by personal service ☐ by (certified) (registered) mail, sender's receipt attached hereto.
- ☐ and further that I served the Rule to File a Complaint accompanying the above Notice of Appeal upon the appellee(s) to whom the Rule was addressed on _____, ☐ by personal service ☐ by (certified) (registered) mail, sender's receipt attached hereto.

SWORN (AFFIRMED) AND SUBSCRIBED BEFORE ME

THIS _____ DAY OF _____, _____

Signature of affiant

Signature of official before whom affidavit was made

Title of official

My commission expires on _____

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF: **CLEARFIELD**

Mag. Dist. No.:

46-3-02

DJ Name: Hon.

RICHARD A. IRELAND

Address: **650 LEONARD STREET
SUITE 133**

CLEARFIELD, PA

Telephone: **(814) 765-5335 16830**

**NOTICE OF JUDGMENT/TRANSCRIPT
CIVIL CASE**

PLAINTIFF:

NAME and ADDRESS

**WILLIAMS, SR., TIMOTHY R.
1723 WALLACETON/BIGLER
WEST DECATUR, PA 16878**

VS.

DEFENDANT:

NAME and ADDRESS

**CARNS EQUIPMENT COMPANY, ET AL.
163 NELSON ROAD
CLEARFIELD, PA 16830**

**CARNS EQUIPMENT COMPANY
163 NELSON ROAD
CLEARFIELD, PA 16830**

Docket No.: **CV-0000310-03**

Date Filed: **8/11/03**



THIS IS TO NOTIFY YOU THAT:

Judgment:

DEFAULT JUDGMENT PLTF

☒ Judgment was entered for: (Name) **WILLIAMS, SR., TIMOTHY R.**

☒ Judgment was entered against: (Name) **CARNS, JEFFREY**

in the amount of \$ **2,849.60** on: (Date of Judgment) **9/29/03**

☐ Defendants are jointly and severally liable. (Date & Time) _____

☐ Damages will be assessed on:

☐ This case dismissed without prejudice.

☐ Amount of Judgment Subject to Attachment/42 Pa.C.S. § 8127 \$ _____

☐ Portion of Judgment for physical damages arising out of residential lease \$ _____

Amount of Judgment	\$ 2,734.00
Judgment Costs	\$ 115.60
Interest on Judgment	\$.00
Attorney Fees	\$.00
Total	\$ 2,849.60

Post Judgment Credits \$ _____

Post Judgment Costs \$ _____

=====

Certified Judgment Total \$ _____

ANY PARTY HAS THE RIGHT TO APPEAL WITHIN 30 DAYS AFTER THE ENTRY OF JUDGMENT BY FILING A NOTICE OF APPEAL WITH THE PROTHONOTARY/CLERK OF THE COURT OF COMMON PLEAS, CIVIL DIVISION. YOU MUST INCLUDE A COPY OF THIS NOTICE OF JUDGMENT/TRANSCRIPT FORM WITH YOUR NOTICE OF APPEAL.

EXCEPT AS OTHERWISE PROVIDED IN THE RULES OF CIVIL PROCEDURE FOR DISTRICT JUSTICES, IF THE JUDGMENT HOLDER ELECTS TO ENTER THE JUDGMENT IN THE COURT OF COMMON PLEAS, ALL FURTHER PROCESS MUST COME FROM THE COURT OF COMMON PLEAS AND NO FURTHER PROCESS MAY BE ISSUED BY THE DISTRICT JUSTICE.

UNLESS THE JUDGMENT IS ENTERED IN THE COURT OF COMMON PLEAS, ANYONE INTERESTED IN THE JUDGMENT MAY FILE A REQUEST FOR ENTRY OF SATISFACTION WITH THE DISTRICT JUSTICE IF THE JUDGMENT DEBTOR PAYS IN FULL, SETTLES, OR OTHERWISE COMPLIES WITH THE JUDGMENT.

SEP 29 2003 Date **Richard A. Ireland**, District Justice

I certify that this is a true and correct copy of the record of the proceedings containing the judgment.

_____, Date _____, District Justice

My commission expires first Monday of January, **2006**.

SEAL

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF: **CLEARFIELD**

Mag. Dist. No.:

46-3-02

DJ Name: Hon.

RICHARD A. IRELAND

Address: **650 LEONARD STREET**

SUITE 133

CLEARFIELD, PA

Telephone: **(814) 765-5335** **16830**

**NOTICE OF JUDGMENT/TRANSCRIPT
CIVIL CASE**

PLAINTIFF:

NAME and ADDRESS

WILLIAMS, SR., TIMOTHY R.
1723 WALLACETON/BIGLER
WEST DECATUR, PA 16878

VS.

DEFENDANT:

NAME and ADDRESS

CARNS EQUIPMENT COMPANY, ET AL.
163 NELSON ROAD
CLEARFIELD, PA 16830

CARNS EQUIPMENT COMPANY
163 NELSON ROAD
CLEARFIELD, PA 16830

Docket No.: **CV-0000310-03**

Date Filed: **8/11/03**



THIS IS TO NOTIFY YOU THAT:

Judgment:

DEFAULT JUDGMENT PLTF

☒ Judgment was entered for: (Name) **WILLIAMS, SR., TIMOTHY R.**

☒ Judgment was entered against: (Name) **CARNS EQUIPMENT COMPANY**

in the amount of \$ **2,849.60** on: (Date of Judgment) **9/29/03**

☐ Defendants are jointly and severally liable. (Date & Time) _____

☐ Damages will be assessed on: _____

☐ This case dismissed without prejudice. _____

☐ Amount of Judgment Subject to Attachment/42 Pa.C.S. § 8127 \$ _____

☐ Portion of Judgment for physical damages arising out of residential lease \$ _____

Amount of Judgment	\$ <u>2,734.00</u>
Judgment Costs	\$ <u>115.60</u>
Interest on Judgment	\$ <u>.00</u>
Attorney Fees	\$ <u>.00</u>
Total	\$ <u>2,849.60</u>
Post Judgment Credits	\$ _____
Post Judgment Costs	\$ _____
	=====
Certified Judgment Total	\$ _____

ANY PARTY HAS THE RIGHT TO APPEAL WITHIN 30 DAYS AFTER THE ENTRY OF JUDGMENT BY FILING A NOTICE OF APPEAL WITH THE PROTHONOTARY/CLERK OF THE COURT OF COMMON PLEAS, CIVIL DIVISION. YOU MUST INCLUDE A COPY OF THIS NOTICE OF JUDGMENT/TRANSCRIPT FORM WITH YOUR NOTICE OF APPEAL.

EXCEPT AS OTHERWISE PROVIDED IN THE RULES OF CIVIL PROCEDURE FOR DISTRICT JUSTICES, IF THE JUDGMENT HOLDER ELECTS TO ENTER THE JUDGMENT IN THE COURT OF COMMON PLEAS, ALL FURTHER PROCESS MUST COME FROM THE COURT OF COMMON PLEAS AND NO FURTHER PROCESS MAY BE ISSUED BY THE DISTRICT JUSTICE.

UNLESS THE JUDGMENT IS ENTERED IN THE COURT OF COMMON PLEAS, ANYONE INTERESTED IN THE JUDGMENT MAY FILE A REQUEST FOR ENTRY OF SATISFACTION WITH THE DISTRICT JUSTICE IF THE JUDGMENT DEBTOR PAYS IN FULL, SETTLES, OR OTHERWISE COMPLIES WITH THE JUDGMENT.

SEP 29 2003 Date **Richard Ireland**, District Justice

I certify that this is a true and correct copy of the record of the proceedings containing the judgment.

_____, Date _____, District Justice

My commission expires first Monday of January, **2006**.

SEAL

William A. Shaw
Prothonotary/Clerk of Courts

FILED
2/3/03
OCT 21 2003

Copies to Atty Gates
Atty pd. 85.00

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL ACTION - LAW

TIMOTHY R. WILLIAMS, SR.	:		
Plaintiff	:	No. 03-	-CD
	:		
-vs-	:		
	:		
CARNS EQUIPMENT COMPANY and	:		
JEFFREY CARNS,	:		
Defendants	:		

PRAECIFE

TO WILLIAM A. SHAW, PROTHONOTARY:

Please enter my appearance on behalf of Defendants, Carns
Equipment Company and Jeffrey Carns, in the above-captioned
matter.

GATES & SEAMAN

BY: 
Andrew P. Gates, Esquire

Two North Front Street
P. O. Box 846
Clearfield, PA 16830
(814) 765-1766

Date: October 21, 2003, 2003

FILED No
cc
06/23/0084
Oct 21 2003
certified

William A. Shaw
Prothonotary/Clerk of Courts

PROOF OF SERVICE OF NOTICE OF APPEAL AND RULE TO FILE COMPLAINT

(This proof of service MUST BE FILED WITHIN TEN (10) DAYS AFTER filing the notice of appeal. Check applicable boxes)

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF CLEARFIELD ; SS

AFFIDAVIT: I hereby swear or affirm that I served

- ☒ a copy of the Notice of Appeal, Common Pleas No. 03-1579-CD, upon the District Justice designated therein on (date of service) October 22, 2003 ☐ by personal service ☒ by (certified) (registered) mail, sender's receipt attached hereto, and upon the appellee, (name) Timothy Williams, Sr., on October 22, 2003 ☐ by personal service ☒ by (certified) (registered) mail, sender's receipt attached hereto.
- ☒ and further that I served the Rule to File a Complaint accompanying the above Notice of Appeal upon the appellee(s) to whom the Rule was addressed on October 22, 2003 ☐ by personal service ☒ by (certified) (registered) mail, sender's receipt attached hereto.

WORN (AFFIRMED) AND SUBSCRIBED BEFORE ME
ON 24th DAY OF October, 2003

Rose M. Raymond
Notary Public

NOTARIAL SEAL
ROSE M. RAYMOND, Notary Public
Clearfield Boro, Clearfield County
My Commission Expires Oct. 28, 2005

✓ *William A. Shaw*

Signature of affiant

FILED
OCT 24 2003 No CC

William A. Shaw
Prothonotary/Clerk of Courts

U.S. Postal Service™ CERTIFIED MAIL™ RECEIPT (Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com

OFFICIAL USE

Postage	\$
Certified Fee	2.67
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$

Stamp: CLEARFIELD PA 16830 OCT 22 2003

Sent To
District Justice Richard A. Ireland
Street, Apt. No.;
or PO Box No. 650 Leonard Street, Suite 133
City, State, ZIP+4
Clearfield, PA 16830

Form 3800, June 2002

See Reverse for Instructions

U.S. Postal Service™ CERTIFIED MAIL™ RECEIPT (Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com

OFFICIAL USE

Postage	\$
Certified Fee	2.67
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$

Stamp: CLEARFIELD PA 16830 OCT 22 2003

Sent To
Mr. Timothy R. Williams, Sr.
Street, Apt. No.;
or PO Box No. 1723 Wallacetown/Bigler Highway
City, State, ZIP+4
West Decatur, PA 16878

PS Form 3800, June 2002

See Reverse for Instructions

COURT OF COMMON PLEAS

FROM

JUDICIAL DISTRICT

DISTRICT JUSTICE JUDGMENT

COMMON PLEAS No.

03-1579-CD

NOTICE OF APPEAL

Notice is given that the appellant has filed in the above Court of Common Pleas an appeal from the judgment rendered by the District Justice on the date and in the case mentioned below.

Carns Equipment Company and Jeffrey Carns

46-3-02

NAME OF APPELLANT

MAG. DIST. NO. OR NAME OF D.J.

164 Nelson Road

Clearfield

PA

16830

ADDRESS OF APPELLANT

CITY

STATE

ZIP CODE

9-29-03

DATE OF JUDGMENT

IN THE CASE OF (Plaintiff)

(Defendant)

9-29-03

CLAIM NO.

Timothy Williams Sr.

VS.

Carns Equipment Company and Jeffrey

Carns

CV 0000310-03

LT

SIGNATURE OF APPELLANT OR HIS ATTORNEY OR AGENT

This block will be signed ONLY when this notation is required under Pa. R.C.P.J.P. No. 1008B.

This Notice of Appeal, when received by the District Justice, will operate as a SUPERSEDEAS to the judgment for possession in this case.

If appellant was CLAIMANT (see Pa. R.C.P.J.P. No. 1001(6) in action before District Justice, he MUST FILE A COMPLAINT within twenty (20) days after filing his NOTICE of APPEAL.

Signature of Prothonotary or Deputy

PRAECIPE TO ENTER RULE TO FILE COMPLAINT AND RULE TO FILE

(This section of form to be used ONLY when appellant was DEFENDANT (see Pa. R.C.P.J.P. No. 1001(7) in action before District Justice. IF NOT USED, detach from copy of notice of appeal to be served upon appellee).

PRAECIPE: To Prothonotary

Enter rule upon Timothy R. Williams, Sr.

Name of appellee(s)

, appellee(s), to file a complaint in this appeal

(Common Pleas No. 03-1579-CD) within twenty (20) days after service of rule or suffer entry of judgment of non pros.

Signature of appellant or his attorney or agent

RULE: To Timothy R. Williams, Sr., appellee(s).

Name of appellee(s)

(1) You are notified that a rule is hereby entered upon you to file a complaint in this appeal within twenty (20) days after the date of service of this rule upon you by personal service or by certified or registered mail.

(2) If you do not file a complaint within this time, a JUDGMENT OF NON PROS WILL BE ENTERED AGAINST YOU.

(3) The date of service of this rule if service was by mail is the date of mailing.

Date: Oct. 21, 2003

Signature of Prothonotary or Deputy

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF: **CLEARFIELD**

Mag. Dist. No.: **46-3-02**
DJ Name: Hon.
RICHARD A. IRELAND
Address: **650 LEONARD STREET**
SUITE 133
CLEARFIELD, PA
Telephone: **(814) 765-5335** **16830**

NOTICE OF JUDGMENT/TRANSCRIPT
CIVIL CASE

PLAINTIFF: NAME and ADDRESS
WILLIAMS, SR., TIMOTHY R.
1723 WALLACETON/BIGLER
WEST DECATUR, PA 16878

VS.
DEFENDANT: NAME and ADDRESS
CARNS EQUIPMENT COMPANY, ET AL.
163 NELSON ROAD
CLEARFIELD, PA 16830

RICHARD A. IRELAND
650 LEONARD STREET
SUITE 133
CLEARFIELD, PA 16830

Docket No.: **CV-0000310-03**
Date Filed: **8/11/03**



THIS IS TO NOTIFY YOU THAT:

Judgment:

DEFAULT JUDGMENT PLTF

☒ Judgment was entered for: (Name) **WILLIAMS, SR., TIMOTHY R.**

☒ Judgment was entered against: (Name) **CARNS EQUIPMENT COMPANY**

in the amount of \$ **2,849.60** on: (Date of Judgment) **9/29/03**

☐ Defendants are jointly and severally liable. (Date & Time) _____

☐ Damages will be assessed on: _____

☐ This case dismissed without prejudice. _____

☐ Amount of Judgment Subject to Attachment/42 Pa.C.S. § 8127 \$ _____

☐ Portion of Judgment for physical damages arising out of residential lease \$ _____

FILED

010:35:01
NOV 21 2003

William A. Shaw
Prothonotary/Clerk of Court

Amount of Judgment	\$ 2,734.00
Judgment Costs	\$ 115.60
Interest on Judgment	\$.00
Attorney Fees	\$.00
Total	\$ 2,849.60

Post Judgment Credits	\$ _____
Post Judgment Costs	\$ _____
Certified Judgment Total	\$ _____

ANY PARTY HAS THE RIGHT TO APPEAL WITHIN 30 DAYS AFTER THE ENTRY OF JUDGMENT BY FILING A NOTICE OF APPEAL WITH THE PROTHONOTARY/CLERK OF THE COURT OF COMMON PLEAS, CIVIL DIVISION. YOU MUST INCLUDE A COPY OF THIS NOTICE OF JUDGMENT/TRANSCRIPT FORM WITH YOUR NOTICE OF APPEAL.

EXCEPT AS OTHERWISE PROVIDED IN THE RULES OF CIVIL PROCEDURE FOR DISTRICT JUSTICES, IF THE JUDGMENT HOLDER ELECTS TO ENTER THE JUDGMENT IN THE COURT OF COMMON PLEAS, ALL FURTHER PROCESS MUST COME FROM THE COURT OF COMMON PLEAS AND NO FURTHER PROCESS MAY BE ISSUED BY THE DISTRICT JUSTICE.

UNLESS THE JUDGMENT IS ENTERED IN THE COURT OF COMMON PLEAS, ANYONE INTERESTED IN THE JUDGMENT MAY FILE A REQUEST FOR ENTRY OF SATISFACTION WITH THE DISTRICT JUSTICE IF THE JUDGMENT DEBTOR PAYS IN FULL, SETTLES, OR OTHERWISE COMPLIES WITH THE JUDGMENT.

SEP 29 2003 Date **Richard Ireland**, District Justice

I certify that this is a true and correct copy of the record of the proceedings containing the judgment.

OCT 23 2003 Date **Richard Ireland**, District Justice

My commission expires first Monday of January, **2006**.

SEAL

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF: **CLEARFIELD**

Mag. Dist. No.:	46-3-02
DJ Name: Hon.	RICHARD A. IRELAND
Address:	650 LEONARD STREET SUITE 133 CLEARFIELD, PA
Telephone:	(814) 765-5335 16830

**RICHARD A. IRELAND
650 LEONARD STREET
SUITE 133
CLEARFIELD, PA 16830**

**NOTICE OF JUDGMENT/TRANSCRIPT
CIVIL CASE**

PLAINTIFF: NAME and ADDRESS
**WILLIAMS, SR., TIMOTHY R.
1723 WALLACETON/BIGLER
WEST DECATUR, PA 16878**

VS.
DEFENDANT: NAME and ADDRESS
**CARNS EQUIPMENT COMPANY, ET AL.
163 NELSON ROAD
CLEARFIELD, PA 16830**

Docket No.: **CV-0000310-03**
Date Filed: **8/11/03**



THIS IS TO NOTIFY YOU THAT:

Judgment:

DEFAULT JUDGMENT PLTF

☒ Judgment was entered for: (Name) **WILLIAMS, SR., TIMOTHY R.**

☒ Judgment was entered against: (Name) **CARNS, JEFFREY**

in the amount of \$ **2,849.60** on: (Date of Judgment) **9/29/03**

☐ Defendants are jointly and severally liable. (Date & Time) _____

☐ Damages will be assessed on:

☐ This case dismissed without prejudice.

☐ Amount of Judgment Subject to
Attachment/42 Pa.C.S. § 8127 \$ _____

☐ Portion of Judgment for physical
damages arising out of residential
lease \$ _____

Amount of Judgment	\$ 2,734.00
Judgment Costs	\$ 115.60
Interest on Judgment	\$.00
Attorney Fees	\$.00
Total	\$ 2,849.60

Post Judgment Credits	\$ _____
Post Judgment Costs	\$ _____
Certified Judgment Total	\$ _____

ANY PARTY HAS THE RIGHT TO APPEAL WITHIN 30 DAYS AFTER THE ENTRY OF JUDGMENT BY FILING A NOTICE OF APPEAL WITH THE PROTHONOTARY/CLERK OF THE COURT OF COMMON PLEAS, CIVIL DIVISION. YOU MUST INCLUDE A COPY OF THIS NOTICE OF JUDGMENT/TRANSCRIPT FORM WITH YOUR NOTICE OF APPEAL.

EXCEPT AS OTHERWISE PROVIDED IN THE RULES OF CIVIL PROCEDURE FOR DISTRICT JUSTICES, IF THE JUDGMENT HOLDER ELECTS TO ENTER THE JUDGMENT IN THE COURT OF COMMON PLEAS, ALL FURTHER PROCESS MUST COME FROM THE COURT OF COMMON PLEAS AND NO FURTHER PROCESS MAY BE ISSUED BY THE DISTRICT JUSTICE.

UNLESS THE JUDGMENT IS ENTERED IN THE COURT OF COMMON PLEAS, ANYONE INTERESTED IN THE JUDGMENT MAY FILE A REQUEST FOR ENTRY OF SATISFACTION WITH THE DISTRICT JUSTICE IF THE JUDGMENT DEBTOR PAYS IN FULL, SETTLES, OR OTHERWISE COMPLIES WITH THE JUDGMENT.

SEP 29 2003 Date **Richard Ireland**, District Justice

I certify that this is a true and correct copy of the record of the proceedings containing the judgment.

OCT 23 2003 Date **Richard Ireland**, District Justice

My commission expires first Monday of January, **2006**.

SEAL

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL ACTION - LAW

TIMOTHY R. WILLIAMS, SR.
Plaintiff

No. 03- 1579 -CD

-vs-

CARNS EQUIPMENT COMPANY and
JEFFREY CARNS,
Defendants

FILED

NOV 25 2003

PRAECIPE FOR JUDGMENT OF NON PROS

William A. Shaw
Prothonotary/Clerk of Courts

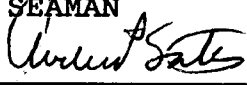
TO WILLIAM A. SHAW, PROTHONOTARY:

Pursuant to Pa. R.C.A. 1037(a), kindly enter judgment of non pros in favor of Defendants, Carns Equipment Company and Jeffrey Carns, and against Plaintiff, Timothy R. Williams, Sr. for Plaintiff's failure to file a Complaint despite a Rule being entered upon and served upon said Plaintiff to do so.

It is certified that a written notice of intention to file this Praecipe, as required by Pa. R.C.P. 237.1(a)(2)(i), was mailed to Timothy R. Williams, Sr., the Plaintiff against whom said judgment is to be entered, more than twenty (20) days after the Rule to file a Complaint was served upon him and at least ten (10) days prior to the date of the filing of this Praecipe. A photocopy of said notice and U.S. Postal Service Form 3817 indicating that said notice was mailed to Plaintiff on November 13, 2003, are attached hereto and made a part hereof, collectively, as Exhibit "A".

GATES & SEAMAN

BY:


Andrew P. Gates, Esquire
Attorney for Defendants


Date: November 25, 2003

Two North Front Street, P.O. Box 846
Clearfield, PA 16830
(814) 765-1766

Judgment of non pros entered in favor of Defendants, Carns Equipment Company and Jeffrey Carns and against Plaintiff, Timothy R. Williams, Sr.

Date:

11/25/03


William A. Shaw, Prothonotary

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL ACTION - LAW

TIMOTHY R. WILLIAMS, SR.

Plaintiff

No. 03- 1579 -CD

-vs-

CARNS EQUIPMENT COMPANY and
JEFFREY CARNS,

Defendants

TO: Plaintiff, Timothy R. Williams, Sr.
1723 Wallaceton/Bigler Highway
West Decatur, PA 16878

DATE OF NOTICE: November 13, 2003

IMPORTANT NOTICE

YOU ARE IN DEFAULT BECAUSE YOU HAVE FAILED TO FILE A COMPLAINT IN THIS CASE. UNLESS YOU ACT WITHIN TEN DAYS FROM THE DATE OF THIS NOTICE, A JUDGMENT MAY BE ENTERED AGAINST YOU WITHOUT A HEARING AND YOU MAY LOSE YOUR RIGHT TO SUE THE DEFENDANTS AND THEREBY LOSE PROPERTY OR OTHER IMPORTANT RIGHTS. YOU SHOULD TAKE THIS NOTICE TO A LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE FOLLOWING OFFICE TO FIND OUT WHERE YOU CAN GET LEGAL HELP.

David S. Meholick, Court Administrator
Clearfield County Courthouse
Clearfield, PA 16830
(814) 765-2641

GATES & SEAMAN

By:

Andrew P. Gates
Andrew P. Gates, Esquire,
Attorney for Defendants

P. O. Box 846
Clearfield, PA 16830
(814) 765-1766

U.S. POSTAL SERVICE CERTIFICATE OF MAILING

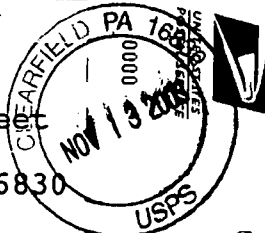
MAY BE USED FOR DOMESTIC AND INTERNATIONAL MAIL. DOES NOT
PROVIDE FOR INSURANCE-POSTMASTER

Received From:

GATES & SEAMAN
2 North Front Street
P.O. Box 846
Clearfield, PA 16830

One piece of ordinary mail addressed to:

Timothy R. Williams, Sr.
1723 Wallaceton/Bigler Highway
West Decatur, PA 16878



U.S. POSTAGE
PAID
CLEARFIELD, PA
NOV 13 2003
AMOUNT
\$0.90
00068283-07

EXHIBIT "A"

FILED

01/11/06
NOV 25 2003

Atty Gates p.d. 20.00

ICC to ~~2~~ pff

William A. Shaw
Prothonotary/Clerk of Courts

